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Sonoma Cheese Factory, LLC, and for Counterclaimant
L. Peter Viviani

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SONOMA FOODS, INC., a California
corporation,

Plaintiff,

vs.

SONOMA CHEESE FACTORY, LLC,
a California limited liability company
and DOES 1 THROUGH 50,
inclusive,

Defendants.

AND RELATED COUNTERCLAIMS.

No. 3:07 -CV-00554-JSW

**STIPULATION FOR ORDER GRANTING
LEAVE TO FILE FIRST AMENDED
COMPLAINT; ORDER THEREON**

Courtroom: 2, 17th Floor (Hon. Jeffrey S.
White)

STIPULATION FOR ORDER GRANTING LEAVE TO FILE

FIRST AMENDED COMPLAINT

WHEREAS, plaintiff and counterdefendant Sonoma Foods, Inc., wishes to file the proposed First Amended Complaint in the form attached hereto; and

WHEREAS, without admitting or agreeing with the propriety of any of the allegations or theories of the proposed First Amended Complaint, defendant and counterclaimants Sonoma Cheese Factory, LLC and L. Peter Viviani wish to conserve judicial resources by avoiding the necessity of a motion seeking leave to amend; now, therefore,

IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS, by and between plaintiff and counterdefendant Sonoma Foods, Inc. and defendant and counterclaimants Sonoma Cheese Factory, LLC and L. Peter Viviani, by and through their respective lead counsel:

1. That the Court may enter an Order granting plaintiff and counterdefendant Sonoma Foods, Inc. leave to file the First Amended Complaint in the form attached hereto.

2. That upon filing and service of the First Amended Complaint, the respective defendants shall have thirty (30) days in which to file their responses, unless further extended by agreement of the parties and/or Order of the Court.

THE FOREGOING IS SO STIPULATED.

Dated: 10/29, 2007

SHAPIRO BUCHMAN PROVINE & PATTON LLP

By: 

John H. Patton

Attorneys for Plaintiff and Counterdefendant
Sonoma Foods, Inc.

1 Dated: 29 Oct. 2007

MOUNT & STOELKER, P.C.

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3 By: 

4 Daniel H. Fingerhman
5 Attorneys for Defendant and Counterclaimant
6 Sonoma Cheese Factory, LLC and Intervenor and
7 Counterclaimant L. Peter Viviani

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9 **ORDER**

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11 **THE FOREGOING IS HEREBY ORDERED.**

12 Dated: November 1, 2007

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14 Jeffrey S. White
15 UNITED STATES DISTRICT JUDGE
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